



2 CE 1123
#6/20/03
PTO/SB/30/101003
OMB 0651-0081
RECEIVED
JUN 06 2003
TC 1700

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.
Approved for use through 04/30/2003. OMB 0651-0081
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

**Request
For
Continued Examination (RCE)
Transmittal**

Address to:
Commissioner for Patents
Box RCE
Washington, DC 20231

Application Number	09/982,582
Filing Date	October 18, 2001
First Named Inventor	John H. Niland
Art Unit	1723
Examiner Name	Tony Glen Soohoo
Attorney Docket Number	125536-1001

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____

iii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/ Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
The Director is hereby authorized to charge the following fees, or credit any overpayments, to
Deposit Account No. 07-0153

a. ☒

i. ☐ RCE fee required under 37 CFR 1.17(e) 06/03/2003 JADD01 00000116 09982582

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:2801 375.00 OP

iii. ☐ Other _____

b. ☒ Check in the amount of \$ 375.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Name (Print/Type)	Michael E. Martin	Registration No. (Attorney/Agent)	24,821
Signature	<i>Michael E. Martin</i>	Date	5/28/03

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.	
Name (Print/Type)	Anne Ziegler
Signature	<i>Anne Ziegler</i>
Date	May 28, 2003



RECEIVED
JUN 06 2003
TC 1700

Attorney Docket
No. 125536-1001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

JOHN H. NILAND

Group Art Unit: 1723

Serial No.: 09/982,582

Examiner: SOOHOO, TONY GLEN

Filed: 10/18/2001

For: SIGNAGE ON ROTATING
CONCRETE MIXER DRUMS

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

CERTIFICATE OF MAILING
(37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail and in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Anne Ziegler

Anne Ziegler
(Signature of person mailing paper)
Date: May 28, 2003

Transmitted herewith is an Amendment for filing in the above-identified patent application.

The fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid		Small Entity Rate	Additional Fee
Total	2	-	20	=	0	\$0
Claims						
Indep.	2	-	3	=	0	\$0
Claims						
					TOTAL	\$0

The Commissioner for Patents is hereby authorized to charge any fee deficiency or to credit any fee overpayment relating to this matter to Deposit Account No. 07-0153. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: 5/28/03

Michael E. Martin
Michael E. Martin
Registration No. 24,821
Agent for Applicant

Gardere Wynne Sewell LLP
1601 Elm Street, Suite 3000
Dallas, Texas 75201-4761
(214) 999-4052
(214) 999-3052 (Fax)



Attorney Docket
No. 125536-1001

RECEIVED
JUN 10 2003
TC 1700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

JOHN H. NILAND

Group Art Unit: 1723

Serial No. 09/982,582

Examiner: SOOHOO, TONY GLEN

Filed: 10/18/2001

For: SIGNAGE ON ROTATING
CONCRETE MIXER DRUMS

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

CERTIFICATE OF MAILING
(37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail and in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Anne Ziegler

Anne Ziegler
(Signature of person mailing paper)

Date:

May 28, 2003

AMENDMENT B

Pursuant to a Request for Continued Examination of the above-identified patent application filed concurrently herewith, please amend the application as follows.

/ IN THE CLAIMS

Cancel Claims 1, 4, 5, 9 and 10.

Add new Claims 11 and 12 as follows herein.